

WEATHER
Fair; warmer tonight;
Fair Saturday

TONOPAH DAILY BONANZA

| Metal Quotations | |
|------------------|--------|
| Open | Close |
| Silver | 83 1/2 |
| Copper | 16 1/2 |

VOL. XXIII, NO. 97. TONOPAH, NEVADA, FRIDAY EVENING, JANUARY 24, 1913 PRICE 10 CENTS

BILLS RELATING TO MINING INDUSTRY INTRODUCED IN THE LEGISLATURE BY COLE OF NYE

Copies of two bills introduced in the lower house of the legislature by Assemblyman Cole of Nye, relating to the mining industry, have been received in Tonopah. Mention of the measures was made yesterday by the Bonanza in the special correspondence from the state capital. Assembly bill No. 1, which makes the proof of injury inflicted by accidents occurring in the underground workings of mines prima facie evidence of negligence, reads as follows:

"In all accidents against mining companies or mine owners for damages done to persons or property proof of injury inflicted by accidents occurring in the underground workings of the mine or mines of such company or mine owners, shall be prima facie evidence of want of reasonable skill and care on the part of the servants of the company or owners in reference to such injury. This section shall apply to employees as well as other persons injured while lawfully within the underground workings of any mine in this state."

The act is to take effect immediately upon its passage and approval. Its intent is to abolish the doctrine of fellow servant defense in damage cases as is now required by law.

The second measure introduced by Cole is entitled Assembly Bill No. 4, relates to the equipping of machinery used for boring or drilling holes in stopes and raises with water jets or sprays or other means to prevent the escape of dust. The measure compels the use of the same and provides a penalty for the violation of the act. The measure reads as follows:

"Section 1. It shall be unlawful for any owner, operator or person in charge of any underground mine to cause to be drilled or bored by machinery, a hole or holes in any stope or raise in ground that causes dust from drilling, unless said machinery is equipped with a water-jet or spray or other means equally efficient to prevent the escape of dust; provided, that when water-jets or sprays are used water free from pollution with organic or other noxious matter shall be furnished.

"Sec. 2. Where machinery used for drilling or boring holes in stopes or raises is equipped as required by section 1 of this act, it shall be unlawful for any person or persons to drill or bore a hole in said stope or raise without using said appliance for the prevention of dust.

Sec. 3. Any person who violates either of the two preceding sections, or any owner, operator or person in charge of any underground mine who hires, contracts with or causes any person to violate the two preceding sections shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than \$100, nor more than \$500, or by imprisonment in the county jail not more than six months or by both such fine and imprisonment.

Sec. 4. That the words 'person,' 'operator,' 'owner,' and 'person in charge,' wherever used in this act shall be deemed to include corporations and associations existing under or authorized by the laws of either the United States, the laws of the territories, the laws of any state, or the laws of any foreign country.

"Sec. 5. This act shall take effect and be in full force from and after 90 days next following its passage and approval."

Both measures are of interest to the people of Tonopah as they relate to the mining industry and are intended to promote the general welfare of men employed in this profession. The bills are now being considered in committee.

PLACER GOLD IS SHIPPED TO MINT

The Tonopah Banking corporation today shipped placer gold bullion, valued at \$700, to the coast. The bullion was received yesterday from Manhattan and was the result of a small cleanup on the "Dry Wash" Wilson property.

TEMPERATURE REPORT

Highest temperature yesterday, 29; a year ago, 49; lowest last night, 23; a year ago, 35.

LEGISLATURE IS AFTER FRANK WILDES' GOAT WOULD INVESTIGATE SALARY PAID RECEIVER

SIX DOLLARS PER SHARE IS DIVIDEND OF BANKING CORP.

The shareholders of the Tonopah Banking corporation will receive a neat little present on Monday when the directors of the bank will hold their annual meeting and declare a dividend of \$6 per share. The bank is declared to be in excellent condition and this statement is substantiated by the dividend announcement. This will make a total of \$12 per share to be paid in dividends during the past year and a grand total of nearly a hundred thousand dollars since the bank was organized. The total dividends paid to date reaches \$81,500, a record that is eclipsed by but few banks in the state.

At the annual meeting Monday the election of officers and directors will be held. It is expected that no change will be made in the present directorate or list of officials. The meeting will be held at the bank in this city.

WAR MINISTER TURKEY KILLED DURING RIOTING

RIOTING OCCURS AS POPULACE IS OPPOSED TO SURRENDER TO ALLIES

(By Associated Press) CONSTANTINOPLE, Jan. 24.—Fighting occurred this morning in several places of the city. A dozen or more were wounded and many arrests were made. Great excitement followed the killing of Nazim Pasha, former war minister and commander of the Turkish army, who was shot during a public demonstration here last night. His death was caused by a shot from the revolver of Ebner Bey and was believed to be accidental as the two men were protecting themselves from the fire of Nazim's aide de camp, who emptied his pistol at him as the bullet killed Nazim. Talaat Bri, the new minister of the interior has informed the European embassy that measures will be taken to insure the safety of the city.

May Resume War
LONDON, Jan. 24.—Confirmation of news of a complete revision of feeling in Constantinople against the proposed surrender to the allies, has created the impression among the peace delegates that war would be resumed almost immediately.

Warships Sail
LONDON, Jan. 24.—Italian, British and other warships have been ordered to proceed immediately to Turkish waters, according to dispatches from the Mediterranean.

APPOINTMENTS OF TAFT WILL BE HELD IN SENATE

DEMOCRATIC SENATORS CAUCUS AND REAFFIRM FORMER DECISION

(By Associated Press) WASHINGTON, Jan. 24.—The democratic senators in caucus today determined and reaffirmed their decision not to permit the confirmation of any Taft nominations with the exception of the army, navy and diplomatic corps. The caucus was called at the instance of Senator Newlands to see if it was possible to confirm the appointment of Interstate Commerce Commissioner Clark.

AEROPLANE COLLAPSES
(By Associated Press) ETAMPAS, France, Jan. 24.—Chas. Nieuport, a wealthy manufacturer and inventor, and his mechanic, were killed today by the collapse of an aeroplane.

JUDGE DEHAVEN STRICKEN
(By Associated Press) YOUNTVILLE, Cal., Jan. 24.—United States District Judge De Haven was stricken with cerebral hemorrhage. His family has been summoned.

DIVIDEND IS PAID CREDITORS DEFUNCT BANK

CLAY TALLMAN SENDS FIVE PER CENT DIVIDEND TO BULL-FROG CREDITORS

Checks to the extent of a 5 per cent dividend have been mailed creditors of the defunct Bullfrog Bank and Trust company by Clay Tallman, who has served as attorney-in-fact for Eugene Howell, trustee for the creditors since the bank suspended operations several years ago, has been practically the receiver and has spent his time in liquidating the affairs of the institution.

Two previous dividends were paid by Tallman, the first calling for 33 1/3 per cent and the second for 20 per cent. The amount paid the creditors totals 58 1/3 per cent and is likely to be the last payment, although there is a remote chance for another small dividend at some future date.

Tallman has made an enviable record in the performance of his duty liquidating the bank's affairs. The total expense of his administration, including salary, office expenses, taxes, and, in fact, every cent that has been paid out by him, will not exceed \$2500. At the time he was appointed to take charge of the bank, the affairs were in a tangled condition. The assets were of an unknown quantity and considerable work resulted before the creditors received over 50 per cent of their due. A splendid showing has been made and Tallman is deserving of credit for his excellent work.

Official Visit Mine Inspector

James W. Gaughan, deputy state mine inspector with headquarters at Goldfield, came over from the southern camp this morning and is now engaged in making his semi-annual inspection of the working conditions in the various mines of this district. Gaughan was engaged in this work a short time ago, but was called to Goldfield to investigate a mine accident in that camp.

SACRED CONCERT

An Epiphany concert will be held on Sunday evening at St. Mark's church. A full and attractive program has been arranged. Julius Goldsmith will render several violin solos and the following ladies and gentlemen will assist in solo and quartette work: Mrs. Gilroy, Mrs. Grimes, Dr. O'Neal, Mr. Andrew Robins, Lavoy Davis, Irving Macdonald and Clifford Brissell.

The rector will give a lecture on "The Progress of Hygiene."

NEW U. S. SENATORS

(By Associated Press) BOISE, Idaho, Jan. 24.—Former Governor James H. Brady was elected United States senator today for the short term.

NASHVILLE, Tenn., Jan. 24.—Prof. W. R. Webb, independent democrat, was elected United States senator today.

AMATEURS MEET

(By Associated Press) SAN FRANCISCO, Jan. 24.—Twenty-six of the best amateur boxers of the Pacific coast will meet tonight at the Olympic club for a series of four-round bouts. The principal event is the meeting of Bob McAllister, middleweight and heavyweight champion of the coast, and Tad Derbyshire, of Portland, Ore.

AMERICAN AVIATOR KILLED

(By Associated Press) PORT OF SPAIN, Trinidad, Jan. 24.—Frank Boland, an American aviator, lost control of his biplane today and was dashed to the ground dead.

(By HANS DUREFEL) Special Correspondence

CARSON, Nev., Jan. 23.—The goat of Frank L. Wildes, receiver of the State Bank and Trust company, is now being sought by the members of the legislature. The first attempt to secure the anger of the high-priced bank receiver was made today when Senator Heffernan introduced a resolution in the upper house asking for the appointment of a committee consisting of three senators and two assemblymen to investigate the affairs of the defunct bank and determine if the salary of \$10,000 per annum as allowed Wildes, is exorbitant. The committee will be requested to name a reasonable salary for the services required. Heffernan's resolution was referred to the committee on banks and banking.

To what extent the committee will proceed, providing the resolution passes, and no great opposition to the measure has yet developed, cannot be foretold. Legislators from the southern end of the state are in favor of an investigation of the bank's affairs, for it will be remembered that the people of Tonopah and Goldfield were hard hit when the bank failed. A complete investigation of the accounts of the receiver is demanded by the southerners who are anxious to go to any length to force Wildes to make a complete accounting of his stewardship.

Considerable activity was noticed in the assembly during the day when the members started introducing bills. Davis of Nye county carried off the honors when he presented three measures which were referred to the proper committees. One of the proposed laws prevents the assignment of the wages of a married man, except by an instrument bearing the signature of his wife and two disinterested persons. A second measure prohibits the granting of injunctions during strike trouble on ex-parte motions and provides for a jury trial in all cases of violation of the injunction. The third bill concerns school children and provides for the examination of all children for defective hearing, eyesight and teeth and as to whether they breathe through the mouth or otherwise.

The bill creating a legislative fund of \$30,000 was received from the senate this morning and referred to committee. Prompt action will be taken to pass this measure, for the solons will receive no pay until the fund is created.

Haight of White Pine presented two measures which have been advocated by Judge Coleman of Ely. One provides that a verdict of a jury or the decision of a court may not be set aside or a new trial granted upon legal technicalities. The other is a corrupt practice act.

The batch of bills vetoed by Governor Oddie after the adjournment of the legislature two years ago, were delivered in the assembly and senate today by Secretary of State Brodigan and action will be taken late this afternoon. A determined effort will be made to pass certain measures over the veto of the governor and it is believed success will crown the efforts of the solons who are laboring to this end. Oddie used the veto pen quite freely and his explanations have not proved satisfactory to many of the authors of the measures that received such treatment.

Senator Scanlan of Nye introduced two bills in the senate today. He proposes to amend the duties of the state mine inspector and requires that official to visit each mining county at least once annually and shall inspect every property in the state. The safety of the mine workings must be determined and the report is to be posted upon the gal-lows frame of the mine in question. The second measure by Scanlan relates to the right of electors casting their ballots on election day. A fine and jail sentence is provided where in any employer fails to give an employee at least three hours off on election day in order to vote.

HEAR RESOLUTIONS

(By Associated Press) LOS ANGELES, Jan. 24.—The consideration of resolutions occupied the time of the State Building Trades council today.